

SENATE BILL 756

By McNally

AN ACT to amend Tennessee Code Annotated, Section 4-3-1304 and Title 63, Chapter 10, relative to the board of pharmacy.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 4-3-1304(a), is amended by deleting subdivision (9) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 63-10-306(f), is amended by designating the existing language as subdivision (1) and by adding the following language to be designated as subdivision (2):

(2) Licenses shall be issued promptly by the division of health related boards as directed by the board of pharmacy after the board determines that an applicant has met all licensure criteria or qualifications and successfully passed the examination.

SECTION 3. Tennessee Code Annotated, Section 63-10-309, is amended by designating the existing language as subsection (b) and by adding the following language to be designated as subsection (a):

(a) The commissioner of health is authorized to promulgate rules and regulations in accordance with the Uniform Administrative Procedures Act, title 4, chapter 5, to effectuate the provisions of this part.

SECTION 4. Tennessee Code Annotated, Title 63, Chapter 10, Part 1, is amended by adding the following language as a new, appropriately designated section:

Section 63-10-3___. All rules, regulations, orders, and decisions heretofore issued or promulgated by the department of commerce and insurance relating to the board of pharmacy, including licensure, shall remain in full force and effect and shall hereafter be administered and enforced by the department of health. To this end, the

department of health, through the commissioner, shall have the authority, consistent with the statutes and regulations pertaining to the programs and functions transferred herein, to modify or rescind orders or rules and regulations heretofore issued and to adopt and issue new orders as may be necessary for the administration of the programs or functions herein transferred. Regulations shall remain in effect until such time as the commissioner shall promulgate rules and regulations pursuant to the authority granted pursuant to § 63-10-309(a).

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.